

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY REGION 8
999 18th Street, Suite 300, Denver, CO 80202-2466**

**PUBLIC NOTICE OF PROPOSED ADMINISTRATIVE PENALTY ASSESSMENT AND
OPPORTUNITY TO COMMENT ON CWA COMPLAINT**

Action: EPA is providing notice of a complaint and settlement agreement and the opportunity to comment on the proposed agreement for alleged violations of the Clean Water Act.

Summary: EPA is authorized in Class II proceedings under Section 311(b)(6) of the Clean Water Act ("CWA"), 33 U.S.C. § 1321(b)(6), to issue orders assessing civil penalties for violations of the CWA and implementing regulations, after providing the person subject to the penalty notice and opportunity for a hearing, and after providing the public with notice of the proposed penalty, opportunity to submit written comments and to participate in a Class II penalty proceeding, if any. The deadline for submitting public comment is thirty days after issuance of this notice.

On October 4, 2006, EPA and Chevron USA Inc. entered into a consent agreement for violations of the CWA and its regulations. Pursuant to Section 311(b)(6)(C) of the CWA, EPA hereby notifies the public of this proposed penalty assessment:

In the matter of: Chevron USA Inc.
 6001 Bollinger Canyon Road
 San Ramon, CA 94583

EPA Docket Number: CWA-08-2007-01

Penalty in the Complaint and Consent Agreement: \$81,226

Alleged violations: Discharges of oil into navigable waters and adjoining shorelines as follows:

NRC # 598579: 3 barrels of crude oil/production water on 4/4/2002
into a tributary of the Green River in Sublette County, WY

NRC # 605062: 50 barrels of crude oil/production water on 5/18/2002
into a tributary of Wilson Creek in Rio Blanco County, CO

NRC # 611496: 3.5 barrels of crude oil/production water on 6/16/2002
into a tributary of Vermillion Creek in Moffat County, CO

NRC # 704873: 318 barrels of crude oil/production water on 11/10/2003
into Wilson Creek in Rio Blanco County, CO

Failure to prepare Spill Prevention Control and Countermeasure Plans as required by 40 C.F.R. § 112.3, regulations issued under Section 311(j) of the CWA for the following facilities:

Wilson Creek, Rio Blanco County, CO
Hiawatha Field, Moffat County, CO
LaBarge Field, Lincoln and Sublette Counties, WY

Submit written comments to: Tina Artemis
Regional Hearing Clerk (8RC); EPA Region 8
999 18th Street, Suite 300;
Denver CO 80202-2466
Telephone: (303) 312-6765.

FOR FURTHER INFORMATION: Persons wishing to receive a copy of the Consolidated Rules, the Complaint, or other documents in this proceeding, or to comment upon the proposed penalty assessment, or any other aspect of the matter, should contact the Regional Hearing Clerk identified above. The administrative record for the proceeding is located in the EPA Region 8 Hearing Clerk Office identified above and the file will be open for public inspection during normal business hours. No action will be taken by EPA to finalize a settlement in this matter until 30 days after this public notice.